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CLERK SUPREME COURT

R-05-0034

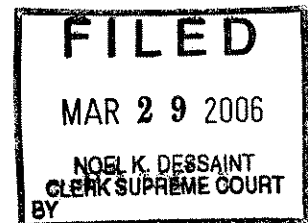
DodgeAnderson
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3003 North Central Avenue, Suite 1800
Phoenix, Arizona 85012-2909
Tel. (602) 277-3000 | Fax (602) 277-7478
www.azlawyers.com | www.azlitigation.com

DAVID D. DODGE

E-mail: dddodge@azlawyers.com

March 28, 2006



VIA U.S. MAIL

Clerk of the Arizona Supreme Court
1501 West Washington, Suite 402
Phoenix, AZ 85007

**Re: Comment on proposed changes to Rules 32(c), 45 and 64(f);
R-05-0034**

Gentlemen/Ladies:

I wish to comment on the Petition to Amend Rules 32(c), 45 and 64(f), Arizona Rules of the Supreme Court, presently pending before you as Supreme Court No. R-05-0034.

I will be 70 next year. I have been in private practice since 1965. I presently come to the office every week day for several hours, but no longer go to court or engage in other "heavy lifting". I suspect my income from the practice of law this year will be less than \$30,000.00.

I want to register my hearty endorsement of that part of the petition that would require lawyers in active status to be subject to MCLE requirements, even after their 70th birthday. I presently have a greatly reduced office practice, but I believe that I still need to keep up on developments in the very limited areas in which I concentrate.

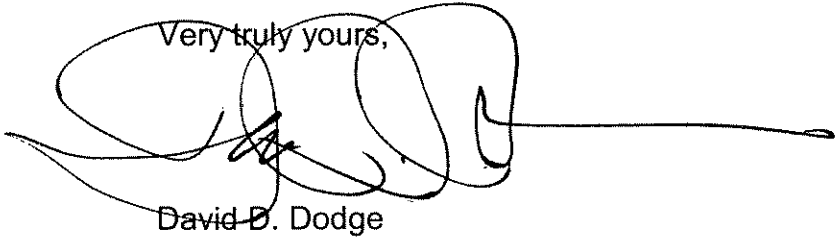
On the other hand, I object to having to continue to pay the same bar dues I paid when I was making a six-figure income. I want to remain "active" after I turn 70, but can only do so if I limit the expenses attributable to my reduced practice and correspondingly reduced income. I had been looking forward to being absolved of having to pay bar dues (which I've been paying at the top rate for 25 years in Arizona alone) after my 70th birthday. Ms. Grimwood's observations in her December 7, 2005, letter to Chief Justice McGregor that assumes all "active" lawyers over 70 practice

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full-time is clearly off the mark; active members such as I should be able to practice one day a week or even one day a month if they wish, and having such a lawyer placed in the same category as one billing 2000 hours a year for purposes of determining a fair dues structure is patently inappropriate. I think the old dues abatement plan for seniors is correct, even if you change and "re-regulate" the membership categories.

Thanks for your attention to this.

Very truly yours,

A handwritten signature in black ink, appearing to read "David D. Dodge", with a long horizontal line extending to the right.

David D. Dodge

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